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7 **UNITED STATES DISTRICT COURT**
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9 **EASTERN DISTRICT OF CALIFORNIA**

10 MARY TOMOOKA,

11 Plaintiff,

12 v.

13 AMERICAN EXPRESS COMPANY, *et al.*

14 Defendants.

Case No. 1:22-cv-00942-AWI-CDB

ORDER GRANTING STIPULATION TO
SUBMIT MATTER TO ARBITRATION
AND STAY MATTER

(ECF No. 30)

16 Plaintiff Mary Tomooka (“Plaintiff”) filed this action on July 28, 2022. (ECF No. 1). On
17 October 10, 2022, Plaintiff and Defendant American Express National Bank (“American
18 Express”), filed a stipulation to stay this action as to American Express, and to submit all claims
19 against American Express only to arbitration. (ECF No. 30).¹

20 On October 20, 2022, the Court convened all parties for a status conference on Plaintiff
21 and American Express’ stipulation. Based on the parties’ representations in the stipulation and
22 made during the status conference, the Court finds good cause exists to grant the parties’ stipulated
23 requests.

24 Accordingly, IT IS HEREBY ORDERED that:

25 1. This action as to American Express is STAYED pending arbitration;

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27 ¹ The parties failed to include with the stipulation, and failed to email to chambers, a
proposed order, in violation of Local Rule 137 and 143. The Court directs the parties to review,
28 become familiar with and follow all Local Rules.

2. Plaintiff and American Express shall file a joint notice informing the Court of the status of scheduling arbitration with JAMS within **twenty-one (21) days of this order**;
3. Plaintiff and American Express shall file a joint notice informing the Court of the status of arbitration every **one hundred eighty (180) days**; and
4. Within **fourteen (14) days** of the completion of arbitration, Plaintiff and American Express shall file a notice informing the Court that arbitration has been completed and describing the parties' intentions with respect to the disposition or continued pursuit of this case.

IT IS SO ORDERED.

Dated: October 24, 2022



UNITED STATES MAGISTRATE JUDGE